

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

**THE TELEPHONE NUMBER FOR THE
U.S. BANKRUPTCY COURT WDNC IS
(704) 350-7500**

**CALENDARS CAN BE FOUND ON THE COURT'S WEBSITE AT
WWW.NCWB.USCOURTS.GOV**

02/23/2016

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA**

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, FEBRUARY 23, 2016

9:30 a.m.

1)	11	Cox & Schepp, Inc., a Corporation	12-30019	Status Hearing (682) Re: Order in Aid of Consummation (534)
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GROGAN, MATTHEWS, FURR

2)	11	S. W. Webber, III	15-30436	11th continued hearing on Motion to Use Cash Collateral (9); Ninth Interim Order Authorizing Use of Cash Collateral (121)
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HOUSTON

3)	11	Michael O. Smith Cynthia P. Smith	15-31390	Hearing on Motion of Financial Services Vehicle Trust for Relief from Stay (39); Debtors' Response to Motion for Relief from Stay; Motion to Assume Executory Contracts (42)
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MITCHELL
OGBURN

4)	11	TWC, Inc.	15-40311	10th continued hearing on Debtor's Motion to Use Cash Collateral (10); Seventh Interim Order Authorizing Use of Cash Collateral (99)
				Continued hearing on Disclosure Statement (84, 80)

WRIGHT
LLUBERAS

2:00 p.m.

5)	7	Shana L. Prevette	15-31963	Hearing on Motion of Jillian Mantel for Relief from Stay or, in the Alternative, for Clarification That the Stay Does Not Apply to Certain State Court Proceedings (14)
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JOHNSON
COOPER, TR.

02/24/2016

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

WEDNESDAY, FEBRUARY 24, 2016

9:30 a.m.

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|-------|-----|---|-------------------------------|--|
| 1) | 11 | Redf Marketing, LLC | 12-32462 | Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (466); Joinder of 521 Partners, LLC and Red Ventures, LLC to Motion to Consolidate Discovery and Proceedings for Common Factual Issues (469) |
| | | HOUSTON, WRIGHT, MOON
PEARCE
ABEL | | |
| ----- | | | | |
| 2) | Adv | The Finley Group
v.
Fifth Third Bank | 14-3254
Ch. 11
12-32462 | Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (69) |
| | | HOUSTON
YOUNG, PAPE
PEARCE | | Continued hearing on Motion of Packard Place Properties, LLC, Daniel J. Roselli, and Sara Garces Roselli to Modify Subpoena Issued by Fifth Third Bank to K & L Gates (74) |
| ----- | | | | |
| 3) | Adv | The Finley Group
v.
521 Partners, LLC, and
Red Ventures, LLC | 14-3259
Ch. 11
12-32462 | Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (27); Joinder of Defendants to Motion (30) |
| | | HOUSTON
ABEL
PEARCE | | |
| ----- | | | | |

4)	Adv	The Finley Group v. CB Richard Ellis, Inc. and 222 South Church Street, LLC	14-3261 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (41)
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HOUSTON
ABEL, MURLEY
OLEYNIK, JORDAN
PEARCE

5)	Adv	The Finley Group v. Mecklenburg County	14-3262 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (40)
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HOUSTON
ADDEN, GIBSON
PEARCE

6)	Adv	The Finley Group v. 222 South Church Street, LLC and Novare Group Holdings, LLC	14-3263 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (69)
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HOUSTON
GUIDRY, OLEYNIK, JORDAN, CLAYTON
PEARCE

7)	Adv	The Finley Group v. Vision Brokerage Group, LLC	14-3265 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (23)
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HOUSTON
ABEL
PEARCE

8)	Adv	The Finley Group v. United States of America	14-3266 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (27)
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Continued hearing on Defendant's Motion to
Reopen Discovery and to Extend Pre-Trial
Deadlines (29); Plaintiff's Brief Opposing
Defendant's Motion to Reopen Discovery and
Extend Pretrial Deadlines (30)

HOUSTON
BENSON
PEARCE

9)	Adv	The Finley Group v. State of North Carolina	14-3267 Ch. 11 12-32462	Continued hearing on Joint Motion of the Roselli Parties to Consolidate Discovery and Proceedings for Common Factual Issues (36)
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Continued hearing on Motion of Third Party
Defendants Packard Place Properties, LLC,
Daniel J. Roselli, and Sara G. Roselli to
Dismiss the Third-Party Complaint (29)

HOUSTON
LENNON, CHAMBERS, CURRAN
PEARCE

2:00 p.m.

10)	7	Kelly G. Johnson	15-31929	Continued hearing on Motion of Paul David Johnson for Relief from Stay (11, Brief 25); Trustee's Response (15); Debtor's Response (20)
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HENDERSON
SHUFORD, TR.
CROW

02/25/2016

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, FEBRUARY 25, 2016

9:30 a.m.

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|-------|---|---|------------------------------|---|
| 1) | 7 | Ethan A. Brown, Jr. | 09-32340 | Hearing on Motion of Douglas C. Dinnella for Disbursement of Unclaimed Funds (333) |
| | | JOHNSON
SIGMON, TR. | | |
| ----- | | | | |
| 2) | 7 | Perry Flythe
Tannette P. Flythe | 14-30043 | Hearing on Debtors' Motion to Reconsider Dismissal of Case (52); Order of Dismissal of Bankruptcy Case (48) |
| | | LEZMAN
HENDERSON, TR. | | |
| ----- | | | | |
| 3) | 7 | Langdon M. Cooper
v.
Amy A. Daniels | 15-3147
Ch. 7
13-31566 | Pre-Trial Conference (7) |
| | | COOPER
O'DEA | | |
| ----- | | | | |
| 4) | 7 | Carl B. Frazier and
Justine A. Frazier | 15-31871 | Continued hearing on Trustee's Objection to Exemptions (16) |
| | | | | Hearing on Motion to Withdraw as Attorney (18) |
| | | | | Hearing on Motion for Substitution of Counsel (23) |
| | | HORD
WRIGHT, TR.
CUMMINGS | | |
| ----- | | | | |

5)	7	Ellen K. Hughes	15-30572	Hearing on Trustee's Fourth Motion for Extension of Time to File Objection to Exemptions (31)
		JOHNSON SHUFORD, TR.		

6)	7	Joe H. Martin	15-31690	Hearing on Trustee's Motion to Dismiss Case (15)
		ROSARIO SHUFORD, TR.		

7)	7	Kelly G. Johnson	15-31929	Hearing on Trustee's Motion for Extension of Time to File Objection to Exemptions (24)
		HENDERSON SHUFORD, TR.		

8)	7	Kevin J. McEneany	09-30436	Hearing on Debtor's Motion to Amend Order (27); Order Granting Motion to Reopen Bankruptcy Case (13)
		STONE/JOHNSON MITCHELL, TR.		

9)	7	Benjamin V. Allen	14-31661	Hearing on Trustee's Motion to Sell Property (88); Response of CitiMortgage, Inc. (96)
		BELENTINE MITCHELL, TR. WADSWORTH		

10)	7	Chester A. Williams, Sr. Shirley A. Williams	10-32345	3rd continued hearing on Trustee's Motion for Order Directing Turnover of Non-Exempt Property (35); Debtors' Response (38)
				3rd continued hearing on Trustee's Motion for Accounting for Post-Petition Rents (36)
		MITCHELL JOHNSON, TR.		

11)	Adv	Keith Johnson v. Benjamin Kindred and Rachel Kindred	15-3093 Ch. 7 15-30407	4th continued hearing on Plaintiffs' Motion for Summary Judgment (10)
		JOHNSON HUNTER		

12)	7	Shalese M. Simpson	15-31521	2nd continued hearing on Motion of Wells Fargo Bank, N.A. for Relief from Stay (6); Trustee's Response (8)
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HALL
JOHNSON, TR.
WADSWORTH

13)	7	Bryan Dormer	11-32322	Hearing on Motion to Withdraw as Attorney for the Debtor (109)
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DILLENBECK
TAYLOR, TR.

14)	7	Willie E. Foster, Jr.	13-31088	Compliance Hearing. Re: Order Granting Motion for Turnover (125)
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PRO SE
TAYLOR, TR., SHADDOCK

15)	13	John S. Leach, III	15-30262	Continued hearing on Debtor's Motion for Turnover (70)
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PRO SE
TADLOCK, TR.

10:30 a.m.

16)	7	Paul B. Pazzaglini	14-30042	4th continued hearing on Motion of Bond Technical Management Limited to Dismiss Case (42); Trustee's Joinder in Motion to Dismiss (63)
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PRO SE
SHUFORD, TR.
ALLISON

02/26/2016

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, FEBRUARY 26, 2016

Steven G. Tate, Trustee

9:30 a.m.

- | | | | | |
|----|----|---|----------|---|
| 1) | 13 | Joy S. Patterson | 11-40574 | 3rd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26) |
| | | WILLCOX | | |
| | | ----- | | |
| 2) | 13 | David R. Carter
Nancy B. Carter | 12-40620 | Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (36) |
| | | CARTER | | |
| | | ----- | | |
| 3) | 13 | Stephen C. Proctor
Jennifer L. Proctor | 13-40660 | 2nd continued hearing on Debtors' Motion for Approval of Loan Modification and Modification of Plan (32); Trustee's Response (33) |
| | | HAY | | |
| | | ----- | | |
| 4) | 13 | James M. Wyatt | 15-40019 | 4th continued hearing on Debtor's Amended Motion to Extend Temporary Extension of Time to Remit Chapter 13 Plan Payment (20); Trustee's Response (21) |
| | | | | Continued for status hearing as to Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (22); Plan (9) |
| | | ELKINS | | |
| | | ----- | | |
| 5) | 13 | Daniel T. Mulcahy
Teresa M. Mulcahy | 15-40309 | 3rd continued hearing on Trustee's Motion to Dismiss (22); Order referencing Motion to Dismiss (26) |
| | | BRUDI | | |
| | | ----- | | |

6)	13	Pamela M. Huskins	14-40427	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (15)
				Hearing on Debtor's Motion for Modification of Chapter 13 Plan and Moratorium of Payments to Secured Creditor (17); Trustee's Response (18)
		PITTS, B.		

7)	13	August R. Zurenda	15-40167	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (20)
		DILLENBECK		

8)	13	Chad S. Roper Wendy F. Roper	14-40337	Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (25)
		POE		

9)	13	Leland H. Gorecki	14-40537	2nd continued hearing on Debtor's Motion to Sell Real Estate (23)
		POE		

10)	13	Rob L. McCarver Tammy M. McCarver	12-40374	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (40)
		PLANER		

11)	13	Milton D. Martin, Jr. Demetria M. Martin	14-40046	2nd continued hearing on Trustee's Motion for Review (57)
		PLANER		

12)	13	Elbert D. Martin Bonnie L. Martin	15-40194	5th continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (15); Plan (9)
		PLANER		

13)	13	Donald J. Gaul Sandra L Gaul	15-40479	Hearing on Debtors' Motion to Extend Time to Make Second Plan Payment (16); Trustee's Response (17)
		PLANER		

14)	13	Alfred D. Shires Christy G. Shires	11-40389	3rd continued hearing on Motion of Bayview Loan Servicing to Incur Debt and for Approval of Loan Modification (68); Trustee's Response (71)
		FARMER JONAS -----		
15)	13	Timothy W. Gosnell	14-40368	2nd continued hearing on Trustee's Motion to Modify Plan (107); Debtor's Response (110)
		FARMER -----		
16)	13	Pherson H. Weatherman Carolyn W. Weatherman	14-40411	Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26)
		FARMER -----		
17)	13	Christine A. Gosnell	14-40533	3rd continued hearing on Trustee's Motion to Dismiss Case, Convert Case or to Modify Plan (50); Trustee's Order (64)
		FARMER -----		
18)	13	James R. Smith, Jr. Samantha K. Smith	15-40520	Hearing on Debtors' Motion to Modify Plan (20); Trustee's Response (22)
		FARMER -----		
19)	13	Donald H. Thompson Londa J. Von Weter	14-40442	Continued hearing on Debtors' Motion to Modify Plan and to Approve Loan Modification Agreement (52); Trustee's Response (55)
		BALENTINE -----		
20)	13	John E. Turner Joyce C. Turner	15-40168	Hearing on Debtors' Motion to Allow Late Filed Claim (35)
		BALENTINE -----		
21)	13	John E. Bowen Vickie H. Bowen	15-40174	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (24)
		BALENTINE -----		

22)	13	Trisa G. Carpenter	15-40350	Hearing on Debtor's Motion to Modify Plan (22); Trustee's Response (23)
		BALENTINE		

23)	13	Larry R. Pyatt Dalona A. Pyatt	15-40444	2nd continued hearing on Debtors' Objection to Claim [IRS] (20); Trustee's Response (21)
		BALENTINE		Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (25); Plan (12); Amended Plan (13)

24)	Adv	Millicent Peace, et al. v. Magnus Williams	15-4012 Ch. 13 15-40145	Hearing on Plaintiffs' Motion for Approval of Settlement of Adversary Proceeding (10); Response of Trustee Steven G. Tate to Motion for Approval of Settlement of Adversary Proceeding (13)
		BALENTINE		
		LUTZ		

25)	13	Magnus Williams	15-40145	Hearing on Trustee's Motion for Determination of Status of Claims in Confirmed Plan (17); Objection of Bank of the Ozarks (18)
		LUTZ		
		ACKERMAN		

26)	13	Danny L. Mullinax Sara L. Mullinax	10-41025	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (56)
		LUTZ		

27)	13	Hoye A. Jones	11-40065	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)
		LUTZ		

28)	13	Kimberly H. Brooks	12-40629	Hearing on Motion of Tavaris C. Brooks to Deconsolidate Case (53); Trustee's Response (54)
		LUTZ		
		GARDNER		

29)	13	Wayne S. Bolick Pamela A. Bolick	14-40414	Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)
		LUTZ -----		
30)	13	Timothy W. White	14-40454	Hearing on Trustee's Motion to Modify Plan (35)
		LUTZ -----		
31)	13	Shahiddah H. Bilal	15-40079	4th continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (13)
		LUTZ NODELL -----		
32)	13	Sherry Logan	15-40255	Continued hearing on Trustee's Objection to Claim of Green Tree Servicing, LLC (27); Response of Ditech Financial, LLC f/k/a/ Green Tree Servicing, LLC (29)
		LUTZ NODELL -----		
33)	13	Rebecca M. Dellinger	15-40460	Continued hearing on Objection of Carolina Lease Management Group, LLC to Confirmation of Plan (15); Plan (2); Debtor's Response (16)
		LUTZ OLEKSA -----		
34)	13	Richard W. Wright, Sr. Sherry B. Wright	16-40004	Hearing on Motion of the Bankruptcy Administrator to Dismiss Case (7)
		LUTZ -----		
35)	13	Arthur D. Littlejohn	11-40384	Hearing on Debtor's Motion to Reinstate Case to Convert to Chapter 7 (34)
		W. S. GARDNER -----		
36)	13	Amanda G. Flynn	10-40254	Continued hearing on Debtor's Motion for Sanctions Against Caliber Home Loans, Inc. (76); Response of Caliber Home Loans (77)
		W. S. GARDNER STALEY -----		

37)	13	David M. Lockridge Shawn M. Lockridge	11-40620	Hearing on Debtors' Objection to Trustee's Motion to Modify Plan (48); Trustee's Notice of Plan Notification (47)
		W. S. GARDNER		

38)	13	Joey L. Bingham	12-40032	Hearing on Debtor's Motion for Approval for Sale of Vehicle and Release of Title (26); Trustee's Response (27)
		W. S. GARDNER		

39)	13	Jerry R. Bishop Betty D. Bishop	12-40114	Hearing on Motion of Nationstar Mortgage for Relief from Stay (50); Debtors' Objection (51)
		W. S. GARDNER WADSWORTH		

40)	13	Jamie E. Yelton Dana H. Yelton	12-40742	3rd continued hearing on Trustee's Motion to Motion to Convert Case to Chapter 7 (86)
		W. S. GARDNER		Continued hearing on Debtors' Motion to Approve Settlement Nunc Pro Tunc (89); Trustee's Response (90)

41)	13	Abigail S. McCool	13-40043	2nd continued hearing on Debtor's Motion to Approve Sale of Real Estate and Payoff Chapter 13 Plan (47); Trustee's Response (48)
		W.S. GARDNER		

42)	13	Michael Reid Dallas R. Reid	13-40643	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (35)
		W. S. GARDNER		

43)	13	Robert L. Green Martha B. Greene	13-40688	Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (47)
		W. S. GARDNER		

44)	13	Melinda R. Odems	14-40012	Hearing on Debtor's Motion to Reconsider Dismissal of Case (37); Order of Dismissal (34); Trustee's Response (38)
		W. S. GARDNER		

45)	13	Paul G. Strahler	14-40425	Hearing on Debtor's Motion for Authority to Disburse Funds and Payoff Plan (23)
		W. S. GARDNER		

46)	13	Jonathan J. Surratt	15-40197	Hearing on Trustee's Motion to Modify Plan (55)
		W. S. GARDNER		

47)	13	Ricky D. Butler	15-40233	Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (15)
		W. S. GARDNER		

48)	12	Donna L. Khan	15-40270	2nd continued hearing on Trustee's Motion to Dismiss (11)
		W. S. GARDNER		
		LAMB		

49)	13	James E. Jackson	15-40368	Continued for status hearing as to Order Overruling Trustee's Objection to Confirmation and Denying Motion to Dismiss (14)

W. S. GARDNER

10:30 a.m.

50)	7	Matthew Padgett Brenda P. Padgett	13-40467	Hearing on Motion of CitiMortgage, Inc. for Relief from Stay (46); Debtors' Objection (47)
		W. S. GARDNER		
		HENDERSON, F., TR.		
		WADSWORTH		

51)	7	Benjamin V. Allen	14-31661	Continued hearing on Trustee's Motion to Turnover (85); Amended Order (90)
		BALENTINE MITCHELL, TR.		

52)	7	Stephen R. Odel	12-40506	Hearing on Trustee's Application for Interim Accountant's Fees and Reimbursement of Expenses (59)
				Hearing on Application of Sigmon & Henderson, PLLC for Interim Attorney's Fees and Reimbursement of Expenses of Attorney for the Trustee (60)
		FARMER, CALLOWAY SIGMON & HENDERSON, TR.		

53)	7	Thomas H. Mccombs	13-40174	11th Continued Compliance Hearing as to Order Finding Debtor in Civil Contempt (55)
				4th continued hearing on Trustee's Objection to Exemption Election, Motion for Order Setting Deadline for Amendment to Exemptions, and Motion for Determination of Available Exemptions (65)
		WILLCOX SIGMON & HENDERSON, TR.		

54)	Adv	Wayne Sigmon v. Thomas H. Mccombs, et al.	15-4002 Ch. 7 13-40174	Continued for Trial (11)
		SIGMON WILLCOX		

55)	Adv	Rutherford County Life Saving & First Aid Crew, Inc. v. Sidney Wilkey, et al.	15-4010 Ch. 7 14-40434	Pre-Trial Conference (8)
		BALENTINE THEOKAS		

TRIAL CON'T TO 5/27 FOR STATUS HEARING

56)	11	Restoration Properties of Shelby, LLC	15-40163	<p>4th continued Confirmation Hearing (38); (Plan (29); BA's Objection to Combination Chapter 11 Plan and Disclosure Statement (41, 42); Objection of BB&T to the Combination Chapter 11 Plan and Disclosure Statement (43, 44)</p> <p>Continued hearing on Motion of BB&T for Relief from Stay (51); Debtor's Response (54)</p>
		<p>W. S. GARDNER LIVERMON HOFF -----</p>		
57)	11	Alive Apparel, Inc.	15-40189	<p>Continued hearing on Motion of Stephen Carter for Appointment of Independent Trustee (88); Response of Broad River Asset Solutions, LLC (91)</p>
		<p>W. S. GARDNER KENNY JOHNSON -----</p>		
58)	11	Glenda K. Hooper	15-40443	<p>3rd continued hearing on Debtor's Motion to Allow for Secured Debt Payments to HomeTrust Bank (12); Response of HomeTrust Bank (21); Response of the Bankruptcy Administrator (29)</p> <p>3rd continued hearing on the Bankruptcy Administrator's Motion to Appoint Chapter 11 Trustee (25); Order Granting Appointment (35)</p> <p>2nd continued hearing on Application of Debtor / Debtor-in-Possession for Order Approving Employment of Accountant (22); Bankruptcy Administrator's Objection (31)</p> <p>Continued hearing on Debtor's Motion to Abandon (36)</p> <p>Hearing on Motion of the Bankruptcy Administrator to Determine Potential Conflict of Interest (57)</p>
		<p>W. S. GARDNER PINKSTON KENNY</p>		

11:00 a.m.

59) 13 Rebecca M. Vance 15-40502 Hearing on Trustee's Objection to
Confirmation of Chapter 13 Plan; Motion to
Dismiss (14); Plan (11)

Hearing on Trustee's Objection to Exemptions
(15)

WOOD
TATE, TR.

NO COURT

***UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA***

J. CRAIG WHITLEY, JUDGE PRESIDING

***THERE ARE NO HEARINGS SCHEDULED FOR
MONDAY, FEBRUARY 22, 2016***

***SCHEDULE CHANGES OCCUR DAILY;
PLEASE REFER TO ANY FILED NOTICES,
OR ADVISE THE COURT IF THERE IS A NEED
FOR A SPECIAL HEARING DATE.***